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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$)  
510

## Complete if Known

Application Number	10/729,065
Filing Date	12/05/2003
First Named Inventor	Rodriguez
Examiner Name	Anthony D. Stashick
Art Unit	3728
Attorney Docket No.	206,294

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 01-0035 Deposit Account Name: ABELMAN,FRAYNE & SCHWAB

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

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## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	0
Plant	200	100	300	150	160	80	0
Reissue	300	150	500	250	600	300	0
Provisional	200	100	0	0	0	0	0

### 2. EXCESS CLAIM FEES

#### Fee Description

Each claim over 20 (including Reissues)

#### Small Entity

Fee (\$)  
Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims 22 Extra Claims Fee (\$) Fee Paid (\$)  
22 - 20 or HP = 0 x = 0

Multiple Dependent Claims  
Fee (\$) Fee Paid (\$)  
0

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)  
3 - 3 or HP = 0 x = 0

HP = highest number of independent claims paid for, if greater than 3.

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)  
23 - 100 = 0 / 50 = 0 (round up to a whole number) x = 0

### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

0

Other (e.g., late filing surcharge): Extension of Time of Three Months

510

## SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 36,223	Telephone 212-949-9022
Name (Print/Type)	Anthony J. Natoli		Date 11/15/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



206,294

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rodriguez      Examiner: Anthony D. Stashick  
Application Number: 10/729,065      Group Art Unit: 3728  
Filing Date: December 5, 2003  
Title: FOOTWEAR COMBINING COMFORT WITH FASHION

**STATEMENT OF FILING BY EXPRESS MAIL 37 C.F.R. SECTION 1.10**

This correspondence is being deposited with the United States Postal Service on November 15, 2005 in an envelope as "Express Mail Post Office to Addressee" Mail Label Number ER 842 053 598 US addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**PETITION FOR A THREE-MONTH EXTENSION  
OF TIME PURSUANT TO 37 C.F.R. § 1.136(a)**

We request that the response term to the outstanding office action dated May 17, 2005 in the above-captioned application be extended three months from August 17, 2005 to November 17, 2005. We enclose a check for the requisite small entity fee of \$ 510. Please charge any additional fees and credit any overpayment to Deposit Account Number 01-0035.

Respectfully submitted,

Anthony J. Natoli  
Registration number 36,223  
Attorney for applicant

Date: November 15, 2005

ABELMAN, FRAYNE & SCHWAB  
666 Third Ave., 10th Floor  
New York, NY 10017-5621  
(212) 949-9022

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